

UNITED STATES DISTRICT COURT

FILED

for the
District of New MexicoUNITED STATES DISTRICT COURT
DISTRICT OF NEW MEXICO

16 MAR -8 AM 10:14

In the Matter of the Search of)

(Briefly describe the property to be searched
or identify the person by name and address))

Case No.

CLERK-ALBUQUERQUE

THREE SAMSUNG CELLULAR TELEPHONES
POSSESSED BY STEVEN M. MONTOYA AND NOW IN
THE CUSTODY OF THE ALBUQUERQUE FBI OFFICE)

16mr175

SEARCH AND SEIZURE WARRANT

To: Any authorized law enforcement officer

An application by a federal law enforcement officer or an attorney for the government requests the search
of the following person or property located in the _____ Judicial _____ District of _____ New Mexico
(identify the person or describe the property to be searched and give its location):

See Attachment A

I find that the affidavit(s), or any recorded testimony, establish probable cause to search and seize the person or property
described above, and that such search will reveal (identify the person or describe the property to be seized):

See Attachment B

YOU ARE COMMANDED to execute this warrant on or before March 21, 2016 (not to exceed 14 days)☐ in the daytime 6:00 a.m. to 10:00 p.m. ☐ at any time in the day or night because good cause has been established.Unless delayed notice is authorized below, you must give a copy of the warrant and a receipt for the property taken to the
person from whom, or from whose premises, the property was taken, or leave the copy and receipt at the place where the
property was taken.The officer executing this warrant, or an officer present during the execution of the warrant, must prepare an inventory
as required by law and promptly return this warrant and inventory to Karen B. Molzen

(United States Magistrate Judge)

☒ Pursuant to 18 U.S.C. § 3103a(b), I find that immediate notification may have an adverse result listed in 18 U.S.C.
§ 2705 (except for delay of trial), and authorize the officer executing this warrant to delay notice to the person who, or whose
property, will be searched or seized (check the appropriate box)☐ for _____ days (not to exceed 30) ☒ until, the facts justifying, the later specific date of 45 days or further

Date and time issued:

March 7, 2016 at 10:45 amKaren B. Molzen
Judge's signature

City and state:

Albuquerque, New MexicoKaren B. Molzen, United States Magistrate Judge

Printed name and title

Return

Case No.: 16MR175	Date and time warrant executed: 3-7-2016 @ 1207 PM	Copy of warrant and inventory left with: N/A - DELAY NOTICE
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Inventory made in the presence of:

N/A - DELAY NOTICE

Inventory of the property taken and name of any person(s) seized:

ALL THREE CELL PHONES CONTAINED TEXT MESSAGES PERTAINING TO DRUG TRANSACTIONS. OTHER TEXT MESSAGES WERE TO AND/OR FROM KNOWN AND SUSPECTED GANG MEMBERS.

CELLULAR PHONE (3) MODEL SM-G530T CONTAINED PHOTOS OF THE DEFENDANT AND SUSPECTED GANG MEMBERS.

SUSPECTED

SIX ^{SUSPECTED} SNM GANG MEMBERS WERE LISTED WITHIN THE CONTACT PORTION OF PHONE (2) A000004BEE1BFB.

THE DEVICES WERE SEARCHED BY FBI SA BRYAN ALEE AND USPO OFR. CAMILLA DUARTE ON 3-7-2016.

NOTICE TO DEFENDANT WILL BE DELAYED PURSUANT TO JUDGE MOLZEN'S ORDER.

Certification

I declare under penalty of perjury that this inventory is correct and was returned along with the original warrant to the designated judge.

Date: 3/7/16



Executing officer's signature

BRYAN ALEE, FBI SPECIAL AGENT

Printed name and title

ATTACHMENT A

The properties to be searched are the following Samsung cellular telephones:

- (1) model SM-B311V, serial number SMB311VZPP, MEID HEX number A0000048F9F395,
- (2) model SM-B311V, serial number SMB311VZPP, MEID HEX number A0000048EE18F8, and
- (3) model SM-G530T, serial number R28GB1TM9SM, IMEI number 359128065732402,

The Devices are currently maintained by the FBI in Albuquerque, New Mexico.

A handwritten signature in black ink, appearing to be 'K. Bon' or similar, located in the bottom right corner of the page.

ATTACHMENT B

- 1) All records on the Devices described in Attachment A, to include:
 - a. lists of contacts and related identifying information;
 - b. any information related to SNM Gang members, associates, or activities, including names, addresses, phone numbers, monikers, photographs, drug ledgers, drug descriptions, pay-and-owe messages, bank account numbers, or any other identifying information;
 - c. any information pertaining to MONTROYA, the SNM Gang, or persons and businesses believed to be located in New Mexico;
 - d. cellular telephone account information, credit card payment information, financial records pertaining to the account and any other details pertaining to the account(s) established within the Devices.
- 2) Evidence of user attribution showing who used or owned the Devices at the time the things described in this warrant were created, edited, or deleted, such as logs, phonebooks, saved usernames and passwords, documents, and browsing history.

As used above, the terms "records" and "information" include all of the foregoing items of evidence in whatever form and by whatever means they may have been created or stored, including any form of computer or electronic storage (such as flash memory or other media that can store data) and any photographic form.

